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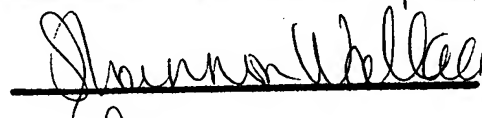
Attorney Docket 0553-0396

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
)
Shuhei YOSHITOMI et al.)
)
Serial No.: 10/766,170)
)
Filed: January 27, 2004)
)
For: Light Emitting Element And)
Manufacturing Method Thereof)
)
Art Unit: 2818)
)
Examiner: Thanh T. Nguyen)

**I hereby certify that this correspondence is
being deposited with the United States
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Alexandria, VA 22313-1450, on 9/28/05**



Date: September 28, 2005

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

ELECTION


Sir:

In response to the Restriction Requirement of August 30, 2005, Applicants elect to prosecute Species I in the above-identified application and believe that Claims 1-5 read thereon. Applicants are making this election without disclaimer or prejudice to later filing a divisional application on the non-elected claims/species.

If any fee should be due for this response, please charge our deposit account 50/1039.

Respectfully submitted,

Date: September 28, 2005


Mark J. Murphy
Registration No. 34,225

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